

NOV. 15. 2004 4:25PM

NO. 0262 P. 7

PTO/SB/AC (03-04)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)  
20234-00073-US

First named inventor: Nigel Buchanan

Application No: 09/937,767-Conf. #5130

Art Unit: 3723

Filed: October 1, 2001

Examiner: J. G. Smith

Title: WRENCH

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or  
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration  
date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

- Small entity - fee \$ 885.00 (37 CFR 1.17(m)). Applicant claims small entity status.  
See 37 CFR 1.27.
- Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in  
the form of Second Amendment After Final Action & Notice of Appeal (Identify type of reply):

- has been filed previously on \_\_\_\_\_  
 is enclosed herewith.

B. The issue fee of and publication fee (if required) \$ \_\_\_\_\_  
 has been paid previously on \_\_\_\_\_  
 is enclosed herewith.

Page 1 of 2

38865

PAGE 7/14 \* RCVD AT 11/15/2004 4:23:33 PM [Eastern Standard Time] \* SVR:USPTO-EFXRF-13 \* DNI:8729306 \* CSID: \* DURATION (mm:ss):03:18

11/25/2004 AKELLEY 0000005 220185 09937767

01 FCG2453 685.00 DA  
02 FCG2401 170.00 DA

NOV. 15. 2004 4:25PM

NO. 0262 P. 8

PTO/SB/84 (09-04)

Approved for use through 07/31/2008. GMB 0651-0081

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/83).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. (NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).



Signature

November 15, 2004

Date

George R. Pettit

Typed or printed name

27,389

Registration Number, if applicable

CONNOLLY BOVE LODGE & HUTZ LLP  
1990 M Street, N.W., Suite 800  
Washington, DC 20036-3425

Address

(202) 331-7111

Telephone Number

Enclosures:  Fee Payment

Reply

Terminal Disclaimer Form

Additional sheets containing statements establishing unintentional delay

Other: \_\_\_\_\_

Page 2 of 2

NOV. 15, 2004 4:24PM

RECEIVED  
CENTRAL FAX CENTER NO. 0262 P. 4

NOV 15 2004

PTO/SB/17 (10-04v2)

Approved for use through 7/31/2008. OMB 0651-0332  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2005

Effective 18-Nov-2004. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

<b>TOTAL AMOUNT OF PAYMENT</b>	(\$ ) 855.00
--------------------------------	--------------

<b>ATTORNEY DOCKET NO.</b>	20234-00073-US
----------------------------	----------------

**METHOD OF PAYMENT (check all that apply)**

Check  Credit Card  Money Order  Other  None

**X Deposit Account:**

Deposit Account Number **22-0185**

Deposit Account Name **Connolly Bove Lodge & Hutz LLP**

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

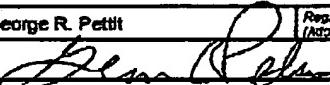
**FEE CALCULATION (continued)****3. ADDITIONAL FEES****Large Entity Small Entity**

Fee Code	Fee (\$)	Fee Code	Fee (\$)	For Description	Fee Paid
1051	150	2051	65	Surcharge - late filing fee or cash	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1012	2,520	1612	2,520	Filing a request for ex parte reexamination	
1004	920*	1604	920*	Requesting publication of SIR prior to Examiner action	
1605	1,840*	1605	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	65	Extension for reply within first month	
1252	130	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,610	2254	765	Extension for reply within fourth month	
1285	2,080	2285	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	170.00
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,810	1451	1,810	Petition to institute a patent proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	685.00
1501	1,370	2501	685	Utility issue fee (or release)	
1502	490	2502	245	Design issue fee	
1503	980	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1607	50	1607	50	Processing fee under 37 CFR 1.17(a)	
1605	180	1608	180	Submission of Information Disclosure Stmt	
8021	40	6021	40	Recording each patent assignment per property (times number of properties)	
1609	750	2608	385	Filing a submission after final rejection (37 CFR 1.129(b))	
1610	780	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1601	700	2601	395	Request for Continued Examination (RCE)	
1602	900	1602	900	Request for expedited examination of a design application	
Other fee (specify) Second Amendment After Final Action 37 CFR 1.116					

**SUBTOTAL (1) (\$ ) 0.00**

\*or number previously paid, if greater. For Reissues, see above

\*Reduced by Basic Filing Fee Paid **SUBTOTAL (3) (\$ ) 855.00**

SUBMITTED BY		(Complete if applicable)		
Name (Print/Type)	George R. Pettit	Registration No. (Attala/Agent)	27,369	Telephone (202) 331-7111
Signature		Date	November 15, 2004	

36008